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**IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF ALASKA**

UNITED STATES OF AMERICA for the use of  
NORTH STAR TERMINAL & STEVEDORE  
COMPANY, d/b/a Northern Stevedoring &  
Handling, and NORTH STAR TERMINAL &  
STEVEDORE COMPANY, d/b/a Northern  
Stevedoring & Handling, on its own behalf,

Plaintiffs,

and

UNITED STATES OF AMERICA for the use of  
SHORESIDE PETROLEUM, INC., d/b/a Marathon  
Fuel Services, and SHORESIDE PETROLEUM,  
INC., d/b/a Marathon Fuel Services, on its own  
behalf,

Intervening Plaintiffs,

and

METCO, INC.,

Intervening Plaintiff,

vs.

NUGGET CONSTRUCTION, INC.; SPENCER  
ROCK PRODUCTS, INC.; UNITED STATES  
FIDELITY AND GUARANTY COMPANY; and  
ROBERT A. LAPORE,

Defendants.

Case No. 3:98-cv-009-HRH

**(Proposed) ORDER GRANTING  
MOTION FOR SUMMARY  
JUDGMENT AGAINST USF&G  
UPON ITS AFFIRMATIVE  
DEFENSES**

The Court, having considered Plaintiff and Use Plaintiff North Star Terminal and Stevedore Company's Motion and Memorandum for Summary Judgment Against USF&G Upon Its Affirmative Defenses, any opposition thereto, and the premises thereof,

HEREBY ORDERS: That the Motion is Granted. North Star Terminal & Stevedore Company is granted Judgment upon the entirety of USF&G's affirmative defenses asserted herein.

DONE AND ENTERED this \_\_\_\_ day of \_\_\_\_\_, 2006.

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H. Russel Holland  
United States District Judge